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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPNAY PETITION NO. 356 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

Mr. Yadu Bhargavan i/by M/s. Ratna Bhargavan & Associates for the petitioners.

No appearance for the respondents.

CORAM : ANOOP V. MOHTA,J.

DATED : 12th July, 2007

P.C.

1. The present petition is filed for recovery of retirement dues and outstanding claim of salary and bonus totalling to Rs.98,000/-(Rupees ninety eight thousand only). The statutory notice was issued on 15th January, 2002. The notice was duly served. There is no dispute to the said liability. The petitioner, therefore, again sent a reminder which remained un-replied. The petitioner,

thereafter, in the circumstances, has filed the present petition on 2nd December, 2003.

2. None appeared for the company, though served. On 10th March, 2005, this Court has admitted the petition.

3. The petitioner has complied all the formalities. The affidavit of service dated 16th March, 2005 and the affidavit of publication dated 28th December, 2005 are the part of the record. None appeared for the respondent company. There is no resistance and or defence raised to the petition. The averments made, therefore, remained uncontroverted.

3. Therefore, in the facts and circumstances of the case, as the claim is within limitation, the

present petition is allowed in terms of prayer clause (a) and (b).

4. The concerned parties to take appropriate steps in accordance with law.

[ANOOP V. MOHTA, J.]